

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

**JUDGMENT IN A CIVIL CASE**

**John Jay Humphrey**

vs.

**CASE NUMBER: 08-CV-877 (NPM/DEP)**

**IRS**

**DECISION BY COURT:** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED**

The court finds that it lacks subject matter jurisdiction over this matter. Plaintiff's Complaint is hereby DISMISSED without leave to replead. Plaintiff's Motion for Leave to Proceed in forma pauperis application is DENIED AS MOOT.

All of the above pursuant to the order of the Honorable Senior Judge Neal P. McCurn, dated the 26<sup>th</sup> day of November, 2008.

DATED: December 1, 2008

  
Clerk of Court

s/

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Joanne Bleskoski  
Deputy Clerk